

05-15-01

GP/1644/1
11/11/01
5/22/01COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)

Socket No.

PTQ-0028

In Re Application of: Van Eyk et al.

MAY 14 2001

Serial No.

09419901

Filing Date

October 18, 1999

Examiner

Lisa V. Cook

Group Art Unit

1641

Invention: METHODS OF DIAGNOSING MUSCLE DAMAGE

RECEIVED

MAY 18 2001

TECH CENTER 1600/2900

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of March 14, 2001 in the above-identified application.

Date

The requested extension is as follows (check time period desired):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months
from: April 15, 2001

Date

until: May 14, 2001

Date

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.
☒ has already been filed in this application.

The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST # PREV. PAID FOR | NUMBER EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
|---|-------------------------------------|-----------------------------|--------------------------------|-----------|-------------------|
| TOTAL CLAIMS | 68 - | 68 = | 0 | x \$9.00 | \$0.00 |
| INDEP. CLAIMS | 5 - | 5 = | 0 | x \$40.00 | \$0.00 |
| FEE FOR AMENDMENT | | | | | \$0.00 |
| FEE FOR EXTENSION OF TIME | | | | | \$55.00 |
| TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME | | | | | \$55.00 |

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COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)

Docket No.
PTQ-0028



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MAY 18 2001

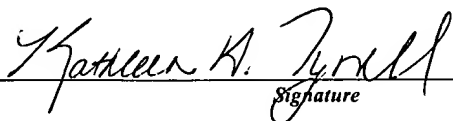
TECH CENTER 1600/2900

The fee for the amendment and extension of time is to be paid as follows:

- ☐ A check in the amount of \$0.00 for the amendment and extension of time is enclosed.
- ☒ Please charge Deposit Account No. 50-1619 in the amount of \$55.00
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619
A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. A duplicate copy of this sheet is enclosed.

05/17/2001 BNGUYEN1 00000082 501619 09419901

01 FEB 215 55.00 CH


Signature

Kathleen A. Tyrrell
Reg. No. 38,350

Dated: May 14, 2001



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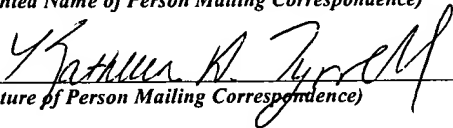
PATENT TRADEMARK OFFICE

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

| CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) | | | Docket No. | |
|---|---------------------------------|--------------------------|------------------------|--|
| Applicant(s): Van Eyk et al. | | | PTQ-0028 | |
| Serial No. 09/419,901 | Filing Date October 18, 1999 | Examiner Lisa V. Cook | Group Art Unit 1641 | |
| Invention: METHODS OF DIAGNOSING MUSCLE DAMAGE | | | | |
| <p>I hereby certify that the following correspondence:</p> <div><p>Combined Amendment & Petition for Extension of Time Under 37 CFR 1.136(a)(in duplicate); Reply to Restriction Requirement dated March 14, 2001; authorization to charge deposit account \$55.00 for one-month extension of time fee; return post card.</p><p>(Identify type of correspondence)</p></div> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on</p> <p><u>May 14, 2001</u> (Date)</p> <div><p><u>Kathleen A. Tyrrell</u> (Typed or Printed Name of Person Mailing Correspondence)</p><p><u></u> (Signature of Person Mailing Correspondence)</p><p><u>EL 846058423 US</u> ("Express Mail" Mailing Label Number)</p></div> | | | | |
| <p>Note: Each paper must have its own certificate of mailing.</p> | | | | |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Priority Docket No.: PTQ-0028

Inventors: Van Eyk et al.

Serial No.: 09/419,901

Filing Date: October 18, 1999

Examiner: Lisa V. Cook

Group Art Unit: 1641

Title: Methods of Diagnosing Muscle Damage

"Express Mail" Label No. EL846058423 US
Date of Deposit - May 14, 2001

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By

Kathleen A. Tyrrell
Typed Name: Kathleen A. Tyrrell

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Reply to Restriction Requirement

This is a reply to the Restriction Requirement mailed March 14, 2001 setting a one (1) month statutory period for response. A Petition for a one (1) month extension of time and the requisite fee are provided herewith. Please enter the following remarks into the record.